

Absent—Messrs. Dean, Jones and McFall.

Absent excused—Messrs. Blalock, Fountain, Goodman, Marsh, Moore, Perkins, Schluter, Shannon and Terrell of McLennan.

The Speaker then announced that the Senate and House of Representatives of the Twenty-seventh Legislature would meet in joint session tomorrow at 12 o'clock m., in this Hall, for the purpose of comparing the vote for United States Senator."

The result of the ballot on comparison of the vote was as follows:

Joseph W. Bailey received 137 votes.

E. A. Atlee received 2 votes.

Horace Chilton received 2 votes.

M. M. Crane received 2 votes.

John H. Reagan received 1 vote.

The Speaker then said:

"Joseph Weldon Bailey having received a majority of all the votes cast in each house, I now declare him duly and constitutionally elected United States Senator for the ensuing term of six years, beginning March 4, 1901."

Mr. Schluter moved that a committee of three on part of the House and two on part of the Senate be appointed to see Mr. Bailey and inform him of his election and to make known to him the request of the two houses to have him address the joint session.

The Speaker put the question on part of the House, and the motion prevailed.

The President put the question on part of the Senate, and the motion prevailed.

The Speaker appointed on part of the House—Messrs. Schluter, Harbison and Gray of Comanche.

The President appointed on part of the Senate—Senators Potter and Odell.

The committee retired at once and in a brief space of time returned accompanied by Senator-elect J. W. Bailey, whom they accompanied to the Speaker's stand.

Speaker Prince then introduced Mr. Bailey to the joint session as United States Senator-elect, and he addressed the joint session briefly, at the conclusion of which the Speaker announced that the business of the joint session was concluded.

On motion of Senator Dibrell, the Senate retired to its chamber.

IN THE SENATE.

On motion of Senator McGee, the Senate, at 12:45 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

7—Senate.

TWELFTH DAY.

Senate Chamber,
Austin, Tex., Thursday, Jan. 24, 1901.

Senate met pursuant to adjournment. Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Present—26.

Beaty.	McGee.
Davidson of	Neal.
DeWitt.	Odell.
Davidson of	Patterson.
Galveston.	Paulus.
Dibrell.	Savage.
Goss.	Sebastian.
Grinnan.	Stafford.
Hanger.	Staples.
Harris of Bexar.	Swann.
Harris of Hunt.	Wayland.
James.	Wheeler.
Johnson.	Wilson.
Lipscomb.	Yett.

Absent—4.

Lloyd.	Potter.
Miller.	Turner.

Absent—Excused.

Turney.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday,

On motion of Senator Johnson, the same was dispensed with.

EXCUSED.

On motion of Senator Stafford, Senator Hanger was excused for non-attendance upon the Senate for Tuesday and Wednesday, on account of important business.

On motion of Senator James, Senator Potter was excused from attendance upon the Senate for today and tomorrow (Thursday and Friday), on account of important business.

On motion of Senator Wilson, Senator Miller was excused for non-attendance upon the Senate for yesterday (Wednesday), and from attendance today, on account of important business.

COMMITTEE REPORTS.

The following committee reports were sent to the Secretary's desk:

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 48, being a bill to be entitled "An Act to repeal Section 4 of an act to provide for the establishment, maintenance and government of a State normal school, to be located at Denton, Texas, and to be known as the North Texas Normal College, approved March 31, 1899, and to enact in lieu thereof the following, and to declare an emergency,"

And find the same correctly engrossed.
BEATY, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 76, being a bill to be entitled "An Act to restore and confer upon the county court of Stonewall county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court, and to repeal all laws in conflict with this act,"

And find the same correctly engrossed.
BEATY, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 37, being a bill to be entitled "An Act to amend Article 3909a, Title LXXXVIII, Chapter 7, of the Revised Statutes of 1895, relating to the public school curriculum,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 38, being a bill to be entitled "An Act to amend Article 3929a, Title LXXXVI, Chapter 9, of the Revised Statutes of 1895, relating to the duties of county superintendent of public instruction,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 29, being a bill to be entitled "An Act to create and establish an industrial institute and college in the State of Texas for the education of white girls in the arts and sciences,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 17, being a bill to be entitled "An Act to establish and maintain a four year college course of classical and scientific studies of the Prairie View State Normal and Industrial College at Prairie View, Waller county, Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 63, being a bill to be entitled "An Act to grant relief to certain teachers who taught during the school year of 1895-96 in Greer county, which was then considered a portion of the State of Texas, the said services of teachers terminating with the date of the decision of the Supreme Court of the United States transferring the county of Greer from the State of Texas and making it a part of the Territory of Oklahoma,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.
Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 78, being a bill to be entitled "An Act to exempt the school trustees and aldermen of certain cities from the penalties prescribed in an act entitled 'An Act to create a State Text-book Board, and to procure for use in the public free schools of the State of Texas a series of uniform text-books; defining the duties of certain officers therein named with reference thereto; making appropriation therefor; defining certain misdemeanors; providing for the violation of the provisions of this act, and declaring an emergency,' approved June 10, 1897,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.
Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Education, to whom was referred

Senate bill No. 39, being a bill to be entitled "An Act to amend Article 3910, Title LXXXVI, Chapter 7, of the Revised Statutes of 1895, relating to school days and school months,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*, with the following amendment:

"Strike out all after the word 'week,' and insert the following: 'Schools shall not be closed on legal holidays unless so ordered by the trustees. A school month shall consist of not less than twenty school days, and shall be taught for not less than seven hours each day, including intermissions and recesses.'"

PAULUS, Chairman.

Committee Room,
Austin, Texas, January 23, 1901.
Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Counties and County Boundaries, to whom was referred

Senate bill No. 89, being a bill to be entitled "An Act to extend the time of the payment of the State and county taxes for the year 1900, and all prior years, in the counties of Brazoria, Gal-

veston, Grimes, Matagorda, Fort Bend, Harris, Waller, Austin, Wharton, Colorado and Chambers for 90 days from and after the 1st day of February, 1901,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

LIPSCOMB, Chairman.

BILLS AND RESOLUTIONS.

By Senator Goss:

Senate bill No. 99, A bill to be entitled "An Act to repeal Subdivisions 1, 2, 3, 5, 13, 32, 33, 34, 35, 36, 47, 52, 55, 59 and 61, of Article 5049, of Section 1, Chapter 18, of the Acts of the First Called Session of the Twenty-fifth Legislature, relating to occupation taxes."

Read first time, and referred to Committee on Finance.

By Senator Johnson (by request):

Senate bill No. 100, A bill to be entitled "An Act for the relief of Mary E. Batchelor, widow of James W. Batchelor."

Read first time, and referred to Committee on Finance.

By Senator Grinnan:

Senate bill No. 101, A bill to be entitled "An Act to prohibit the keeping or exhibiting for the purpose of profit or gaming any gaming table, or bank, pigeon hole table or jenny lind table, or nine or ten pin alley, or alley of any kind whatever, regardless of the number of pins, balls or rings, used for profit or gaming."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Harris of Hunt:

Senate bill No. 102, A bill to be entitled "An Act to facilitate the settlement of disputes and disagreements between corporations employing workers who are members of the industrial union, as herein defined, and their employes, by means of legal arbitration; creating a court to be known as the 'Court of Arbitration of Texas'; providing for the appointment of judges of said court, and prescribing their qualifications; defining the powers and jurisdiction of the court, and regulating its proceedings; providing for the registry and incorporation of industrial union for the purposes of this act; providing for reference of disputes and disagreements between corporations employing workers who are members of the industrial unions and their employes of the Court of Legal Arbitration; and providing for the manner of making and enforcing of awards by said court."

Read first time, and referred to Committee on Labor.

By Senator Davidson of DeWitt:

Senate bill No. 103, A bill to be entitled "An Act to amend Section 1, Chapter 108, of the Acts of 1895."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Harris of Bexar:

Senate bill No. 104, A bill to be entitled "An Act to authorize the district courts to appoint new trustees for church property, directing the proceedings therein, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senators Lipscomb and Paulus:

Senate bill No. 105, A bill to be entitled "An Act to amend Section 4, Chapter 7, of the act passed by the Called Session of the Twenty-sixth Legislature, approved February 21, 1900, so as to provide that school trustees in independent school districts, not in a city or town having an assessor and collector, shall elect from the members of the board an assessor and collector of taxes; and to prescribe his powers and duties and the duties of the board with reference to the collection of taxes; also for the organization of the board and the election of officers."

Read first time, and referred to Committee on Education.

By Senator Dibrell:

Senate bill No. 106, A bill to be entitled "An Act making deficiency appropriations for the support of the State government for six months beginning March 1, 1901, and ending August 31, 1901, and for other purposes."

Read first time, and referred to Committee on Finance.

By Senator Grinnan:

Senate bill No. 107, A bill to be entitled "An Act declaring and making all mortgages, deeds of trust, contracts and other obligations in writing, whereby land or real property situated in the State of Texas is made security for the payment of debts, together with such debts, to be land or real property, for the purpose of assessment and taxation; to provide for the assessment thereof for taxation; and to provide for the sale thereof for such taxes."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Sebastian (by request):

Senate bill No. 108, A bill to be entitled "An Act to provide for the incorporation of mutual fire insurance companies, setting forth and defining their powers and duties."

Read first time, and referred to Committee on Insurance, Statistics and History.

By Senator Hanger:

Senate bill No. 109, A bill to be entitled "An Act requiring deposits of fire insurance companies."

Read first time, and referred to Committee on Insurance, Statistics and History.

By Senator Patterson:

Senate bill No. 110, A bill to be entitled "An Act authorizing an association or private corporation, incorporated for school purposes, to sell or donate the property owned by said association or corporation to the trustees of the public free school in the community or district in which said property is situate; and prescribing the mode of conveying the same."

Read first time, and referred to Committee on Education.

By Senator Yett:

Senate bill No. 111, A bill to be entitled "An Act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose; and to prevent unauthorized uses and traffic in human bodies, and to legalize dissections by authorized persons."

Read first time, and referred to Committee on Public Health.

Senator Johnson introduced the following concurrent resolution, taking place as Senate Concurrent Resolution No. 3:

Whereas, The present crowded condition and rapid increase of the business of the Treasury Department makes it imperative that additional room be provided; and

Whereas, His Excellency the Governor, in his message to the Twenty-seventh Legislature, recommends that provisions be made for the carrying out of Article 2858 of the Revised Statutes, making it mandatory on the part of the Treasurer to keep account of all appropriations made by law, and making it the duty of the Treasurer also to keep an account of all State, county and city bonds of which he may be custodian for the several funds, and to carry out said recommendations suggests that two additional clerks be allowed said department; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the room adjoining the Treasury department now occupied by the Attorney General be and is hereby set apart for the use and occupancy of the Treasury department, and that the room immediately west of the Attorney General's department be and is hereby set apart for the use and

occupancy of the Attorney General's department.

To carry out the provision of this resolution the Superintendent of Public Buildings and Grounds is hereby authorized and directed to make necessary opening from the room used by the Attorney General's department to that now occupied by the Treasury department adjoining.

Read first time, and referred to Committee on Public Buildings and Grounds. Morning call concluded.

REGULAR ORDER—SENATE BILL NO. 52.

The Chair laid before the Senate, on its third reading and final passage, the regular order,

Senate bill No. 52, A bill to be entitled "An Act to amend Article 889, Title X, of the Code of Criminal Procedure of the State of Texas, relating to appeals from the judgments of justices of the peace and other inferior courts to the county court, and to repeal all laws and parts of laws in conflict therewith."

Reading of bill in full called for by Senator Stafford, and the Secretary was ordered to proceed to and did read.

Senator Stafford offered the following amendment:

"Amend Article 889, line 18, by striking out the word 'fines' and insert in lieu thereof the word 'fine.'"

Amendment was read, and adopted.

Senator Dibrell offered the following amendment:

"Amend the bill by adding after the word 'him,' in line 19, the following: 'Payable to the State of Texas.'"

Amendment was read, and adopted.

The bill was then passed.

REGULAR ORDER—SENATE BILL NO. 57.

The Chair laid before the Senate, on its third reading and final passage, the regular order,

Senate bill No. 57, A bill to be entitled "An Act to provide for the standard weight of a bushel of certain fruits and vegetables."

Bill was read third time, and

Senator Lloyd offered the following amendment:

"Amend by striking out of the caption the words 'so as to hereafter read as follows,' and insert in lieu thereof the following: 'Relating to the weight of a standard bushel of certain fruits and vegetables.'"

Amendment was read, and adopted.

Senator Lloyd offered the following amendment:

"Amend by adding after the enacting clause the following:

"Section 1. That Article 5323, Title CIX, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Twenty-fourth Legislature, 1895, be and the same is amended so that it shall hereafter read as follows.'"

The amendment was read, and adopted.

Senator Lloyd offered the following amendment:

"Amend by adding:

"Sec. 2. The fact that no standard weight is now established for certain fruits and vegetables and the time for marketing the same will soon arrive creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and this act take effect and be in force from and after its passage, and it is so enacted.'"

The amendment was read, and adopted.

The bill was then passed by the following vote:

Yeas—25.

Beaty.	McGee.
Davidson of	Neal.
DeWitt.	Odell.
Dibrell.	Patterson.
Goss.	Paulus.
Grinnan.	Savage.
Hanger.	Sebastian.
Harris of Bexar.	Stafford.
Harris of Hunt.	Swann.
James.	Wayland.
Johnson.	Wheeler.
Lipscomb.	Wilson.
Lloyd.	Yett.

Absent.

Davidson of	Staples.
Galveston.	Turner.
Absent—Excused.	
Miller.	Turney.
Potter.	

Senator Lloyd moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

Motion to table prevailed.

SENATE BILLS ON SECOND READING—SENATE BILL NO. 89.

Senator Neal moved that the Senate rule requiring committee reports to lay on the table for one day be suspended for the purpose of considering

Senate bill No. 89, A bill to be entitled "An Act to extend the time of the payment of the State and county taxes for the year 1900, and all prior years, in the

counties of Brazoria, Galveston, Grimes, Matagorda, Fort Bend, Harris, Waller, Austin, Wharton, Colorado and Chambers for ninety days from and after the first day of February, 1901."

Rule was suspended.

On motion of Senator Neal, the regular order of business was suspended and the Chair laid before the Senate, on its second reading and passage to engrossment, Senate bill No. 89.

Bill was read second time, and

Senator Neal offered the following amendment:

"Amend by adding the words, 'Montgomery and Brazos' after the word 'Brazoria' wherever it occurs either in the caption or body of the bill."

The amendment was read and adopted, and bill ordered engrossed,

And on motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	McGee.
Davidson of	Neal.
DeWitt.	Odell.
Davidson of	Patterson.
Galveston.	Paulus.
Dibrell.	Savage.
Goss.	Sebastian.
Grinnan.	Stafford.
Hanger.	Staples.
Harris of Bexar.	Swann.
Harris of Hunt.	Wayland.
James.	Wheeler.
Johnson.	Wilson.
Lipscomb.	Yett.
Lloyd.	

Absent.

Turner.

Absent—Excused.

Miller.

Turney.

Potter.

Bill read third time, and passed by the following vote:

Yeas—26.

Beaty.	Lloyd.
Davidson of	McGee.
DeWitt.	Neal.
Davidson of	Odell.
Galveston.	Patterson.
Dibrell.	Paulus.
Goss.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harris of Bexar.	Swann.
Harris of Hunt.	Wayland.
James.	Wheeler.
Johnson.	Wilson.
Lipscomb.	Yett.

Absent.

Staples.

Turner.

Absent—Excused.

Potter.

Turney.

Miller.

HOUSE MESSAGE.

Hall of the House of Representatives.

Austin, Texas, January 23, 1901.

To Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

Substitute House bill No. 11, A bill to be entitled "An Act to amend Articles 379 and 381, Chapter 3, Title XI, of the Penal Code of the State of Texas."

Also House Concurrent Resolution No. 2, providing for the appointment of a committee to investigate and report the condition of the storm sufferers in the county of Galveston and other counties, with amendment.

Also House bill No. 27, A bill to be entitled "An Act to amend Articles 2504, 2505, 2506 and 2507, of the Revised Civil Statutes of the State of Texas, regulating the term of the fiscal year, requiring all appropriations made for the support of the State government to conform thereto; the time when the accounts of the public officers shall be closed and reports compiled; to whom the reports shall be transmitted, and the date when; providing for the printing of same by the Secretary of State and transmission of the printed copies to the Legislature; making reports of all officers uniform as to the termination of the fiscal year and the date when they shall close their accounts and compile and make their reports, and to repeal all laws or parts of laws in conflict with the same by adding Article 2507a."

Respectfully,

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

IN THE SENATE.

The Chair then had referred the foregoing reported House bills, as follows:

House Concurrent Resolution No. 2 to Committee on State Affairs.

Substitute House bill No. 11 to Judiciary Committee No. 2.

House bill No. 27, to Committee on Finance.

SENATE BILLS ON SECOND READING—SENATE BILL NO. 50.

On motion of Senator Davidson of DeWitt, the regular order of business was

suspended, and the Senate took up out of its order

Senate bill No. 50, A bill to be entitled "An Act to authorize and empower the Railroad Commission of Texas to make all police rules and regulations which could be lawfully made by the Legislature of Texas to secure prompt, adequate and efficient service over the railroads in this State."

The Chair then laid the bill before the Senate on its second reading.

Bill was read second time, and

Senator Davidson of DeWitt offered the following amendment:

"Amend by striking out Section 3 of the bill."

(Senator Stafford in the chair.)

Amendment to Senate bill No. 50, offered by Senator Davidson of DeWitt was read and adopted.

Senator Davidson of DeWitt offered the following amendment:

"Amend by adding:

"Section 3. Any person in this State aiding or abetting or conspiring with any railroad company, their officers, agents or employes, to violate any orders, rules or regulations of the Railroad Commission of this State authorized by Section 1 of this act, and all persons who by any fraudulent acts or misrepresentations of fact may cause any railroad company, its officers, agents or employes to violate any of these orders, rules or regulations of the Railroad Commission of this State as authorized by Section 1 of this act, shall be subject to the penalties provided for in Section 2 of this act."

The amendment was read, and adopted by the following vote:

Yeas—19.

Davidson of	Odell.
DeWitt.	Paulus.
Grinnan.	Savage.
Hanger.	Sebastian.
Harris of Bexar.	Stafford.
Harris of Hunt.	Staples.
James.	Swann.
Lipscomb.	Wheeler.
Lloyd.	Wilson.
McGee.	Yett.

Nays—6.

Beaty.	Goss.
Davidson of	Johnson.
Galveston.	Patterson.
Dibrell.	

Absent.

Turner.	
Neal.	Wayland.

Absent—Excused.

Miller.	Turney.
Potter.	

Pending action on engrossment of Senate bill No. 50, further consideration of the same was, on motion of Senator James, postponed until next Tuesday morning and made a special order after conclusion of the morning call.

HOUSE MESSAGE.

Hall of the House of Representatives.

Austin, Texas, January 24, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bill:

House bill No. 4, A bill to be entitled "An Act to amend Chapter 153, of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-fifth Legislature and amended at the Regular Session of the Twenty-sixth Legislature, entitled 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line, and to prohibit the sale or shipping of game fish in this State, and to provide penalties for the violation thereof,' by exempting the county of Cherokee and other counties from the provisions of this act," with amendments.

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

IN SENATE.

The Chair then had referred the foregoing House bill as follows:

House bill No. 4, to Committee on State Affairs.

SENATE BILLS ON SECOND READING—SENATE BILL NO. 42.

On motion of Senator Paulus, the regular order of business was suspended and the Senate took up out of its order

Senate bill No. 42, A bill to be entitled "An Act to amend Section 1, Chapter 128, of the Acts of the Twenty-sixth Legislature, sent to the Governor for his approval on the 20th day of May, A. D. 1899."

The Chair then laid the bill before the Senate on its second reading.

Bill was read second time, and ordered engrossed.

REGULAR ORDER—SENATE BILL NO. 4.

The Chair then laid before the Senate, on its second reading and passage to engrossment, the regular order, Senate bill No. 4, A bill to be entitled

"An Act to amend Articles 149 and 150 of the Criminal Code of the State of Texas, making it a violation of the law to pay or offer to pay money, or other thing of value, to any person, organization or association for their vote, aid or influence in any election, and providing punishment for both those offering and those receiving such money or other thing of value."

Pending action on the same, it was, on motion of Senator Wheeler, tabled subject to call, inasmuch as the author, Senator Potter, was absent.

REGULAR ORDER—SENATE BILL
NO. 6.

The Chair then laid before the Senate, on its second reading and passage to engrossment, the regular order,

Senate bill No. 6, A bill to be entitled "An Act to amend Article 966, of Chapter 2, of Title XVIII, of the Penal Code of the State of Texas, relating to threats and to the sending of unlawful communications."

Pending action on the same, it was, on motion of Senator Savage, tabled subject to call, inasmuch as the author, Senator Turner, was absent.

REGULAR ORDER—SENATE BILL
NO. 12.

The Chair then laid before the Senate, on its second reading and passage to engrossment, the regular order,

Senate bill No. 12, A bill to be entitled "An Act to provide for the creation of level premium mutual life insurance companies in this State, and for the regulation thereof."

Pending action on the same, it was, on motion of Senator Hanger, tabled subject to call.

REGULAR ORDER—SENATE BILL
NO. 13.

The Chair then laid before the Senate, on its second reading and passage to engrossment, the regular order,

Senate bill No. 13, A bill to be entitled "An Act to define the character and quality of possession of real property which is sufficient to operate as constructive notice of the possessor's right or title thereto."

Pending action on the same, it was, on motion of Senator Harris of Bexar, tabled, subject to call.

REGULAR ORDER—SENATE BILL
NO. 14.

The Chair then laid before the Senate,

on its second reading and passage to engrossment, the regular order,

Senate bill No. 14, A bill to be entitled "An Act to amend Title III, Chapter 1, of the Criminal Code of the State of Texas, by amending Articles 79, 80, 81, 82, 83, 84, 85, 86 and 87, and repealing Chapters 2, 3 and 4 of said title; to make accomplices and accessories principal offenders."

Pending action on same, it was, on motion of Senator Harris of Hunt, tabled, subject to call.

SENATE BILL CALLED UP—SENATE
BILL NO. 53.

Senator Harris of Hunt called up from the table,

Senate bill No. 53, A bill to be entitled "An Act regulating the printing of election tickets to be voted at any State, district, county, precinct or municipal election or primary election in this State; defining the duties of those charged with the responsibility of providing election tickets, with reference to the preparation of such tickets; providing for the endorsement of such regularly prepared tickets as official by the county judge of the county wherein such ticket is to be voted; prohibiting the printing or circulating of election tickets not so prepared and endorsed as official, and providing a penalty therefor."

The Chair then laid before the Senate, Senate bill No. 53, on its second reading and passage to engrossment, with the following amendment, offered by Senator Lloyd, pending:

"Amend line 11, page 2, by striking out the word 'fusion,' and insert the word 'mixed.'"

The foregoing amendment was read, and adopted.

Senator Davidson of DeWitt offered the following amendment:

"Amend line 19, page 1, of the bill, by adding after the word 'State' the following: 'in writing and under oath.'"

The amendment was read, and adopted.

Senator Odell offered the following amendment:

"Amend by adding to Section 1, 'provided further, that on the failure or refusal of the county judge to certify such official ticket as herein provided no conviction shall be had for the printing and circulation of such tickets as are herein authorized to be prepared by those charged with the responsibility of preparing such tickets under the provisions of this act.'"

Pending action on the foregoing,

Senator Harris of Hunt offered the following substitute:

"Amend by adding to Section 1, 'and should such county judge fail or refuse to give such authority the same may be presented to the commissioners court for their determination.'"

Action recurring on the substitute, the same was read, and lost.

Pending action on the amendment offered by Senator Odell,

Senator Wheeler offered the following substitute:

"Provided, that in case the county judge shall fail or refuse to authorize the printing of any ticket or tickets as required by this act, then such authority may be so granted by any two or more of the county commissioners of said county."

Action recurring on the foregoing substitute, the same was read, and lost.

Pending action on the amendment offered by Senator Odell,

Senator Beaty offered the following substitute:

"Amend Section 1 by striking out the words 'county judge' wherever they appear in Section 1 of said act, and insert in lieu thereof the words, 'county commissioners court.'"

Action recurring on the foregoing substitute, the same was read, and lost by the following vote:

Yeas—12.

Beaty.	Lipscomb.
Dibrell.	Neal.
Harris of Bexar.	Sebastian.
Harris of Hunt.	Stafford.
James.	Wheeler.
Johnson.	Wilson.

Nays—13.

Davidson of	McGee.
DeWitt.	Odell.
Davidson of	Paulus.
Galveston.	Savage.
Goss.	Staples.
Grinnan.	Wayland.
Hanger.	Yett.
Lloyd.	

Absent.

Patterson.	Turner.
Swann.	

Absent—Excused.

Miller.	Turney.
Potter.	

(Lieutenant-Governor Browning in the chair.)

Action recurring on the amendment offered by Senator Odell, same was adopted.

Senator Odell offered the following amendment:

"Amend line 4, page 2, by adding after

the words 'five hundred dollars' the following: 'And in the event the county judge to whom such official ballots herein provided for are presented shall wilfully fail or refuse to authorize the same he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding five hundred dollars.'"

Pending action on the foregoing,

Senator Davidson of DeWitt offered the following amendment to the amendment:

"Amend by striking out 'wilfully.'"

The foregoing was read, and adopted.

Action then recurring on the amendment by Senator Odell as amended, the same was adopted.

Senator Dibrell offered the following amendment:

"Amend the bill by inserting after the word 'ticket,' in line 12, page 2, the following: 'Provided, that no forms other than the county and district chairmen of the respective parties they represent shall be authorized to prepare and present to the county judge for approval any election ticket.'"

The amendment was read, and adopted, and the bill was ordered engrossed.

On motion of Senator Harris of Hunt, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—19.

Davidson of	McGee.
DeWitt.	Odell.
Davidson of	Paulus.
Galveston.	Savage.
Dibrell.	Staples.
Grinnan.	Swann.
Hanger.	Wayland.
Harris of Bexar.	Wheeler.
Harris of Hunt.	Wilson.
James.	Yett.
Lipscomb.	

Nays—3.

Goss.	Neal.
Lloyd.	

Absent.

Beaty.	Sebastian.
Johnson.	Stafford.
Patterson.	Turner.

Absent—Excused.

Miller.	Turney.
Potter.	

Bill was read third time, and passed by the following vote:

Yeas—22.

Dibrell.	McGee.
Beaty.	Neal.
Davidson of	Odell.
DeWitt.	Paulus.
Davidson of	Savage.
Galveston.	Sebastian.
Grinnan.	Staples.
Hanger.	Swann.
Harris of Bexar.	Wayland.
Harris of Hunt.	Wheeler.
James.	Wilson.
Lipscomb.	Yett.

Nays—2.

Goss.	Lloyd.
Absent.	
Johnson.	Stafford.
Patterson.	Turner.
Absent—Excused.	
Miller.	Turney.
Potter.	

Senator Harris of Hunt moved to reconsider the vote by which the bill was passed and lay that motion on the table. Motion to table prevailed.

On motion of Senator Staples, the Senate, at 12:23 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

THIRTEENTH DAY.

Senate Chamber,
Austin, Tex., Friday, Jan. 25, 1901.

Senate met pursuant to adjournment. Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Present—24.

Beaty.	McGee.
Davidson of	Neal.
DeWitt.	Odell.
Davidson of	Patterson.
Galveston.	Paulus.
Goss.	Savage.
Grinnan.	Sebastian.
Hanger.	Staples.
Harris of Bexar.	Swann.
James.	Wayland.
Johnson.	Wheeler.
Lipscomb.	Wilson.
Lloyd.	Yett.

Absent—5.

Dibrell.	Stafford.
Harris of Hunt.	Turner.
Miller.	
Absent—Excused.	
Potter.	Turney.

Prayer by the Chaplain, Rev. I. S. Davenport.

Pending the reading of the Journal of yesterday,

On motion of Senator Swann, the same was dispensed with.

EXCUSED.

On motion of Senator Neal, Senator Stafford was excused from attendance upon the Senate until Monday morning, on account of important business.

On motion of Senator Wilson, Senator Miller was excused from attendance upon the Senate for today, on account of important business.

On motion of Senator Davidson of DeWitt, Senator Harris of Hunt was excused from attendance upon the Senate until Tuesday, on account of sickness.

COMMITTEE REPORTS.

The following committee reports were made to the Senate:

Committee Room,
Austin, Texas, January 24, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on State Penitentiaries, to whom was referred

Senate bill No. 81, being a bill to be entitled "An Act to organize a Board of Pardon Advisers, and more fully define its powers and duties,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

NEAL, Chairman.

Committee Room,
Austin, Texas, January 24, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on State Penitentiaries, to whom was referred

Senate bill No. 90, being a bill to be entitled "An Act to amend Article 3698, of Chapter 6, of Title LXXIX, and to fix the minimum salaries of under officers and employes of the State penitentiaries of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

NEAL, Chairman.